



ENVIRONMENTAL SERVICES DEPARTMENT

MEMORANDUM

TO: Title V and Non-Title V Air Permitting Staff

FROM: Steven E. Peplau, Division Manager

COPY: Jo Crumbaker, Carroll Dekle, Janet Darcey

DATE: February 14, 2001

SUBJECT: Permitting Requirement, Control Device for Emergency Release

Recently, an issue resurfaced as to whether the Division shall permit a control device dedicated for emergency use or catastrophic release of either regulated air pollutants or pollutants regulated under Section 112 r.

The decision is that the Division will not permit this type of control device.

The basis for this action is that applicable requirements for control devices associated with emergency use or catastrophic release of chemicals are part of the "Accidental Release Prevention Program" {Section 112 r} under the Clean Air Amendments of 1990. As of today, neither Maricopa County Environmental Services Department nor Arizona Department of Environmental Quality has been granted jurisdiction of permitting authority for this program.